THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO :17050 of 2004

Dated: 20-09-2005

Between:

The Bommalaramaram Mandal Agriculture

Farmers Association, Nalgonda District.

..... PETITIONER

AND

The Commissioner Civil Suplies, Hyderabad,

and three others.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO :17050 of 2004

O R D E R:

This writ petition is filed aggrieved by the action of the respondents 2 and 4 in seizing 41 quintals, 43 kgs of different varieties of rice as well as furniture belonging to the petitioner-Association from shop No.135 of Model Rythu

Bazaar on 28-04-2004 as arbitrary and illegal.

It is stated that the said shop No.135 was allotted to the petitioner-Association by the second respondent-Joint Collector vide proceedings dated 21-03-2002 for a period of six months. Admittedly, the said period expired long back. Though the petitioner-Association filed W.P.No.6717 of 2003 seeking further renewal of the said allotment, the said writ petition was dismissed by order dated 10-05-2004.

The only grievance of the petitioner-Association in this writ petition is that in spite of the fact that the first respondent-Commissioner of Civil Supplies recommended for continuation of the allotment in its favour, the same has not been done sofar. But, in the meanwhile, the fourth respondent has seized the stocks belonging to the petitioner-Association so as to see that the petitioner-Association vacates the shop-in-question. Hence, this writ petition questioning the said action.

Since admittedly, the allotment in favour of the petitioner-Association in respect of the shop-in-question has not been extended and keeping in view the fact that the petitioner-Association has already made a representation dated 20-07-2004 before the first respondent requesting to release the seized stock, I am of the view that it is not necessary for this Court to adjudicate the matter on merits. Instead, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to consider the representation dated 20-07-2004 made by the petitioner-Association and to pass appropriate orders, in accordance with law, if not already passed, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of. No costs.

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G.ROHINI,J

20-09-2005

klp/ghn